

AMENDED

Nº 44054

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 29 1981  
Returned to applicant for correction SEP 8 1981  
Corrected application filed OCT 23 1981  
Map filed OCT 23 1981 under 44052

The applicant Newmont Exploration Ltd.  
P. O. Box 368, of Elko,  
Street and No. or P.O. Box No. City or Town  
Nevada 89801, hereby make application for permission to appropriate the public  
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) April 30, 1946, Delaware

1. The source of the proposed appropriation is Underground  
Name of stream, lake or other source.
2. The amount of water applied for is 6 cfs second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet          acre-feet
3. The water to be used for Mining and Milling  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:  
(a) Irrigation (state number of acres to be irrigated)           
(b) Stockwater (state number and kinds of animals to be watered)           
(c) Other use (describe fully under "No. 12. Remarks")           
(d) Power:  
(1) Horsepower developed           
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: SE 1/4 NW 1/4 Section 31, T32N, R54E,  
MDB & M., at a point from which the SW corner of Section 34, T32N, R53E,  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
MDB & M., bears S 78 41' 20" W 17792.21 feet.  
it should be stated.
6. Place of use E 1/2 Section 8, All of Sections 1, 3, 10, 12 & 14, T31N, R53E, MDB & M;  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
All of Sections 34 & 35, T32N, R53E, MDB & M; All of Section 31, T32N, R54E,  
MDB & M; All of Sections 5, 6 & 18, T31N, R54E, MDB & M.
7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) This water is to be used for exploration  
drilling of a mineral deposit.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$20,000.....
10. Estimated time required to construct works.....3 years.....  
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....5 years.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The annual consumptive use is 1,415,000,000 gallons per year. If the exploration drilling proves out an ore body, then this water would be used for mining and Milling of the ore body.

By s/Alan S. Boyack  
Signature, applicant or agent  
Alan S. Boyack, Agent, 515 South Fifth Street  
Elko, Nevada 89801

Compared bc/bl

.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I.....  
Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed..... my office, this.....day of.....  
Cultural map filed.....  
Certificate No.....Issued.....A.D. 19.....